

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 55

Introduced by Fischer, 43.

Read first time January 8, 2009

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to attorneys; to amend sections 23-1201.02
2 and 32-507, Reissue Revised Statutes of Nebraska; to
3 change requirements for the office of county attorney and
4 Attorney General; and to repeal the original sections.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 23-1201.02, Reissue Revised Statutes
2 of Nebraska, is amended to read:

3 23-1201.02 (1) No person shall seek nomination or
4 appointment for the office of county attorney in counties of Class
5 4, 5, 6, or 7, nor serve in that capacity, unless he or she has
6 been admitted to the practice of law in this state for at least
7 two years next preceding the date such person would take office
8 and has practiced law actively in this state during such two-year
9 period, except that if no person who meets the requirements of
10 this ~~section~~ subsection has filed for or sought such office by the
11 filing deadline for nomination or by the deadline for applications
12 for appointment, the provisions of this ~~section~~ subsection shall
13 not apply to any person seeking such office.

14 (2) No person shall seek nomination or appointment for
15 the office of county attorney, nor serve in that capacity, unless
16 he or she has been admitted to the practice of law in this state.

17 (3) The classification of counties in section 23-1114.01
18 applies for purposes of this section.

19 Sec. 2. Section 32-507, Reissue Revised Statutes of
20 Nebraska, is amended to read:

21 32-507 The State Treasurer, Auditor of Public Accounts,
22 Secretary of State, and Attorney General shall be elected at
23 the statewide general election in 1994 and each four years
24 thereafter. Such officers shall serve for terms of four years
25 or until their successors are elected and qualified. Candidates

1 for State Treasurer shall meet the qualifications found in Article
2 IV, section 3, of the Constitution of Nebraska. A candidate for
3 Attorney General shall have been admitted to the practice of law
4 in this state for at least two years next preceding the date such
5 candidate would take office. Such officers shall be elected on the
6 partisan ballot.

7 Sec. 3. Original sections 23-1201.02 and 32-507, Reissue
8 Revised Statutes of Nebraska, are repealed.